

**Senate State & Local Government
Committee Amendment**

AMENDMENT NO. _____

Signature of Sponsor

AMEND Senate Bill No. 510*

House Bill No. 437

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 40-35-302, is amended by
adding the following new subsection:

(g)(1) The following minimum education standards are required for
certain employees of an entity established for the purpose of supervising
misdemeanor probationers:

(A) The chief executive officer of an entity offering probation
supervision shall have a bachelor's degree from an accredited university
in any of the following fields: criminal justice, administration, social work,
or the behavioral sciences and two (2) years experience in criminal justice
or social work. Provided, however, four (4) years of professional
administrative experience with an organization providing services in
criminal justice or social work may be substituted for the bachelor's
degree.

(B) An employee responsible for providing probation supervision
and employed by an entity shall have at least four (4) years of experience
in a criminal justice or a social services agency providing counseling
services or shall have a bachelor's degree and/or associates degree from
an accredited college or university in any of the following fields: criminal
justice, administration, social work, or the behavioral sciences.

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(C) A person employed on the effective date of this act by an entity established for the purpose of supervising misdemeanor probationers shall have four (4) years from such date to comply with the minimum education requirements established by this section.

(2) Any entity proposing to provide misdemeanor probation services shall investigate the criminal record for each employee and shall include in its application form any criminal conviction of each employee.

(3) Any entity proposing to provide misdemeanor probation services shall provide an application form as described in subdivision (4) to all of the criminal court and general sessions court judges in each judicial district in which the entity proposes to provide misdemeanor probation services. The entity shall obtain three (3) letters of endorsement from any combination of criminal court and general sessions court judges. The entity shall file such letters with the court clerk along with its application form.

(4) Any entity proposing to provide misdemeanor probation services shall file an application form with the office of the clerk of the general sessions court which contains the following information:

- (A) The title of the entity;
- (B) Its form of business organization;
- (C) The office and mailing address of the entity;
- (D) The names of the employees who will provide services and their position with the entity, and their credentials;

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(E) A sworn statement that the credentials of all employees meet the minimum standards under subdivision (1)

(F) A sworn statement that a criminal record search has been conducted and if a criminal conviction has been discovered, the name of the employee and the criminal conviction;

(G) A credit history of the entity including any judgments or lawsuits; and

(H) A description of the services to be provided by the entity and the fee structure for the services to be provided.

(5) The entity shall also file with the clerk's office a quarterly report which shall include the following information:

(A) The caseload for the entity;

(B) The number of contact hours with offenders;

(C) The services provided;

(D) The number of filings for probation revocation and their dispositions;

(E) A financial statement including administrative costs and service costs; and

(F) Contributions, if any, to the criminal injuries compensation fund.

SECTION 2. This act shall take effect July 1, 1997, the public welfare requiring it.

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